Appl. Ser. No.: 09/816,975 Atty Dkt 13230-101



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on June 8, 2004.

Stephen Y. Chow

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Jayme Matthew FISHMAN et al.

Serial No:

09/816,975

Filed: For:

March 23, 2001

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Examiner: Jenise E. RECEIVED

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Technology Center 2100

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To:

Commissioner for Patents Washington, DC 20231

REPLY (A) TO OFFICE ACTION PURSUANT TO 37 C.F.R. §1.111

Sir:

This paper is being provided in response to the (non-final) Office Action mailed February 8, 2004 for the above-captioned U.S. patent application. It includes amendments compliant with the provisions of the revised 37 CFR § 1.121.

In the event that extensions of time are necessary, such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required for consideration of this paper (including fees for net addition of claims) are authorized to be charged to our Deposit Account No. 03-2410, Order No. 13230-101.

Claims 1-19 are currently pending in the application. Claims 1-7 and 10-17 are rejected under 35 U.S.C. § 102(b) as anticipated by Maes et al., U.S. Patent No.6,016,476. Claims 8-9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Maes et al., in view of Lambert, et al., U.S. Patent No. 6,282,649. Claims 1-3 and 11 are further provisionally rejected under the

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doctrine of obviousness-type double patenting as being unpatentable over claims 1-3, and 9 of copending Application No. 10/132438.

Through the amendments and the Remarks that follow, the rejections of claims 1-19 above are overcome.